

United States District Court
Southern District of Texas
(5/00) FILED

OCT 26 2005

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Michael N. Milby, Clerk
Laredo Division

**UNITED STATES DISTRICT COURT
for the
SOUTHERN DISTRICT OF TEXAS**

United States District Court
Southern District of Texas
ENTERED

OCT 28 2005

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Michael N. Milby, Clerk
Laredo Division

Petition for Warrant or Summons for Offender Under Supervision

Name of Offender: Elpidio Galvan-Leos Case Number: 5:03CR00991-001
AKA: Juan Galvan-Leos

Name of Sentencing Judge: The Honorable George P. Kazen

Date of Original Sentence: March 24, 2004 .

Original Offense: Re-entry of a deported alien. 8 U.S.C. § 1326 (b)(1) and 6 U.S.C. §§ 202 and 557.

Original Sentence: Twenty-one (21) months imprisonment, three (3) years supervised release, \$100 special assessment and special condition ordering defendant not to return to the U.S. illegally.

Type of Supervision: Supervised Release Supervision Started: 06/20/2005

Assistant U.S. Attorney: Scott Hacker Defense Attorney: Myrna G. Montemayor, AFPD

EARLIER COURT ACTION

None

PETITIONING THE COURT

The probation officer believes that the offender has violated the following conditions of supervision:

<u>Violation Number</u>	<u>Nature of Noncompliance</u>
1	New Law Violation: Re-entry of a deported alien (felony)
2	Violation of special condition ordering defendant not to return to the U.S. illegally.

Details: On or about September 21, 2005, in the Southern District of Texas and within the jurisdiction of the Court, the defendant, an alien who has previously been removed or has departed the United States while an order of removal is outstanding was thereafter found in the United States near Laredo, Texas, the said defendant having not obtained the consent of the Attorney General of the United States (prior to March 1, 2003) or of the Secretary of the Department of Homeland Security (March 1, 2003 and thereafter) for re-application by the said Defendant for admission into the United States. The defendant was charged with re-entry of a deported alien after U.S. Border Patrol determined that he had previously been convicted for the same offense in U.S. District Court on or about March 24, 2004, under case number 5:03CR00991-001. He is charged in what is now referred to as case number 5:05CR02322-001.

Elpidio Galvan-Leos

5:03CR00991-001

U.S. Probation Officer Recommendation:

That a warrant be issued and no bond set. Furthermore, that the issue of supervised release violation be addressed at the time of disposition in what is now referred to as case number 5:05CR02322-001.

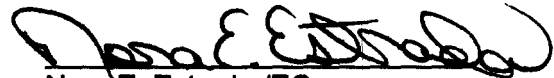
[X] The term of supervised release should be
[X] revoked.

I declare, under penalty of perjury, that the foregoing is true and correct to the best of my knowledge.

Approved:

Respectfully submitted:


Peter Medellin, Supervising
U.S. Probation Officer

by 
Nora E. Estrada /EC
U.S. Probation Officer
October 24, 2005

THE COURT ORDERS:

☒ That a warrant be issued and no bond set. Furthermore, that the issue of supervised release violation be addressed at the time of disposition in what is now referred to as case number 5:05CR02322-001.


[] Other _____

U.S. MARSHAL'S OFFICE

BY:  DUSH

DATE: 10/26/05

TIME: 1431 HRS


Honorable George P. Kazen
U.S. District Judge

10/26/05
Date